

Settlement/Hearing: October 2nd, 2014
Time: 10:00 A.M.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

IN RE:

Chapter 13
Case No. 14-10198 ALG

SETH KAUFMAN,

NOTICE OF SETTLEMENT

Debtor(s)

-----X

FAILURE TO RESPOND MAY LEAD TO A DISMISSAL OF YOUR CASE

PLEASE TAKE NOTICE, that an *Order*, a true copy of which is annexed hereto, will be presented for signature to the Hon. Allen L. Gropper, United States Bankruptcy Judge, on the 2nd day of October, 2014 at 10:00 A.M. at the United States Bankruptcy Court, U.S. Customs House, One Bowling Green, New York, New York 10004.

Hearings on Objections, if any, to be conducted same date and time in Courtroom 617. Written objections or counterorders must be submitted to chambers by no later than close of business *three (3) days prior* to settlement.

OBJECTIONS TO PROPOSED ORDER:

All objections to a proposed order **MUST HAVE** the settlement date of the original notice typed or written on the first page in the upper right-hand corner of the document.

COUNTER-PROPOSED ORDERS:

All counter-proposed orders should be clearly denominated as such, with the return date of the original proposed order in the upper right-hand corner of the first page. A

copy of the transcript, if a hearing was held, must be submitted with the counter-proposed order.

Dated: White Plains, New York
August 11th, 2014

/s/ Jeffrey L. Sapir
Jeffrey L. Sapir (JLS0938)
Chapter 13 Trustee
399 Knollwood Road
White Plains, New York 10603
Chapter 13 Tel. No. 914-328-6333

TO: United States Trustee
201 Varick Street #1006
New York, New York 10014

Seth Kaufman
624 East 20th Street # 1-D
New York, New York 10009

Starr & Starr, PLLC
260 Madison Avenue 17th Floor
New York, New York 10016

NYS Department of Taxation & Finance
Bankruptcy Section
P.O. Box 5300
Albany, New York 12205

Internal Revenue Service
P.O. Box 7346
Philadelphia, Pennsylvania 19101-7346

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

----- -x

IN RE:

Chapter 13

Case No. 14-10198 ALG

SETH KAUFMAN,

Debtor

----- -x

ORDER DISMISSING CHAPTER 13 CASE

The Court finds that cause exists to dismiss this case under

11 U.S.C. §1307(c)(1) in that the debtor has caused unreasonable delay that is prejudicial to
creditors by:

a. Infeasibility

The Court further finds that the debtor failed to comply with

11 U.S.C. §521(e)(2)(A)(i) in that the debtor failed to provide the trustee with copies of federal
and state tax returns for the most recent tax year ending immediately before the commencement
of the case, within seven (7) days prior to the meeting of creditors scheduled pursuant to
11 U.S.C. §341(a).

IT IS HEREBY ORDERED THAT:

Pursuant to 11 U.S.C. §§1307 (c)(1) and 521(e)(2)(B), this Chapter 13 case is
hereby dismissed.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

IN RE:

Chapter 13
Case No. 14-10198 ALG

SETH KAUFMAN,

TRUSTEE'S AFFIDAVIT

Debtor(s)

-----X

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

Jeffrey L. Sapir, being duly sworn, deposes and says:

1. He is the standing Chapter 13 Trustee.
2. The debtor filed a Chapter 13 proceeding on January 29th, 2014.
3. A hearing on confirmation was held on August 7th, 2014.
4. The debtor failed to comply with the provisions of 11 U.S.C. §1307(c)(1).
5. The debtor is in violation of §521(e)(2)(A)(i) of the Bankruptcy Code which

requires the debtor to provide *seven (7) days prior to the §341(a) meeting of creditors* ,copies of federal and state tax returns for the most recent year immediately prior to the commencement of the case, to wit, 2013.

6. The debtor's plan is deemed insufficient for claims filed.
7. No status report has been filed.
8. At the aforesaid confirmation hearing held on August 7th, 2014, the debtor's

case demonstrated infeasibility and an inability to confirm.

9. The delay created herein is prejudicial to creditors.

WHEREFORE, the trustee respectfully requests that the annexed order dismissing
this case be signed.

/s/ Jeffrey L. Sapir
Jeffrey L. Sapir

Sworn to before me this
11th day of August, 2014
/s/ Jody L. Kava

Jody L. Kava
Notary Public, State of New York
No. 02KA4836806
Qualified in Westchester County
Term Expires: 10/31/17

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

IN RE:

Chapter 13

Case No. 14-10198 ALG

SETH KAUFMAN,

Debtor(s)

-----X

AFFIDAVIT OF MAILING

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

Lois Rosemarie Esposito, being duly sworn, deposes and says:

I am not a party to the action herein, I am over the age of 18 years and reside in the County of Westchester, State of New York. On August 11th, 2014, I served a true copy of the within document, to the herein listed parties at the address(es) designated for that purpose, by mailing same in a properly sealed envelope with postage prepaid thereon, in an official depository of the United States Postal Service within the State of New York to the following:

TO: United States Trustee
201 Varick Street #1006
New York, New York 10014

Seth Kaufman
624 East 20th Street # 1-D
New York, New York 10009

Starr & Starr, PLLC
260 Madison Avenue 17th Floor
New York, New York 10016

NYS Department of Taxation & Finance
Bankruptcy Section
P.O. Box 5300
Albany, New York 12205

Internal Revenue Service
P.O. Box 7346
Philadelphia, Pennsylvania 19101-7346

/s/ Lois Rosemarie Esposito
Lois Rosemarie Esposito

Sworn to before me this
11th day of August, 2014

/s/ Jeffrey L. Sapir
Jeffrey L. Sapir
Notary Public, State of New York
No. 02SA8764500
Qualified in Rockland County
Term Expires: 12/31/14